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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA
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8 MELVIN J. COLLINS

3:09-CV-195-RCJ(RAM)

9 Plaintiff,

ORDER

10 v.

11 WES MATTICE, *et al.*,

12 Defendants.
13

14 Before the Court is the Report and Recommendation of U.S. Magistrate Judge Robert A.
15 McQuaid, Jr., (#43¹) entered on July 7, 2010, recommending Plaintiff's Motion for Summary Judgment
16 (#27) be denied and Defendants' Motion For Summary Judgment (#36) be granted. No objections have
17 been filed.

18 The Court has conducted its *de novo* review in this case, has fully considered the response of
19 the Defendants, the pleadings and memoranda of the parties and other relevant matters of record
20 pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule IB 3-2. The Court determines that the Magistrate
21 Judge's Report and Recommendation (#43) entered on July 7, 2010, should be adopted and accepted.

22 IT IS HEREBY ORDERED that the Magistrate Judge's Report and Recommendation (#43)
23 entered on July 7, 2010, is adopted and accepted, and Defendants' Motion for Summary Judgment (#36)
24 is GRANTED.

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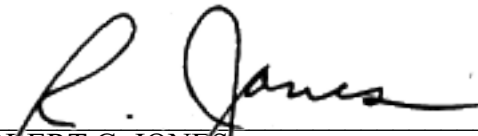
¹Refers to court's docket number.

1 IT IS FURTHER ORDERED that Plaintiff's Motion for summary Judgment (#27) is DENIED.

2 The Clerk of the Court shall enter Judgment accordingly.

3 IT IS SO ORDERED.

4 DATED: this 13th day of August, 2010.

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7 ROBERT C. JONES
8 UNITED STATES DISTRICT JUDGE
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